



R. Kent  
5-1-90

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#7/Affidavit

In re the reissue application of )  
Don A. Perry and H. Earl Wright )  
Title: Touch Enhancing Pad ) Art Unit 335  
Serial No. 07/337,253 ) Examiner: R. Shay  
Filed April 13, 1989 )

AFFIDAVIT OF GRANT A. WRIGHT  
UNDER 37 C.F.R. §1.132

STATE OF ILLINOIS )  
COUNTY OF MACON ) SS.

I, GRANT A. WRIGHT, being duly sworn, depose and say as follows:

1. I am the president of Inventive Products, Inc. ("IPI"), a Delaware corporation having its principal place of business in Decatur, Illinois.

2. IPI is the assignee of the above-identified application and the invention disclosed therein.

3. The touch enhancing pad of the invention is manufactured and sold by IPI under the trademark SENSOR PAD®. It has been marketed primarily as an aid for women in performing breast self-examinations.

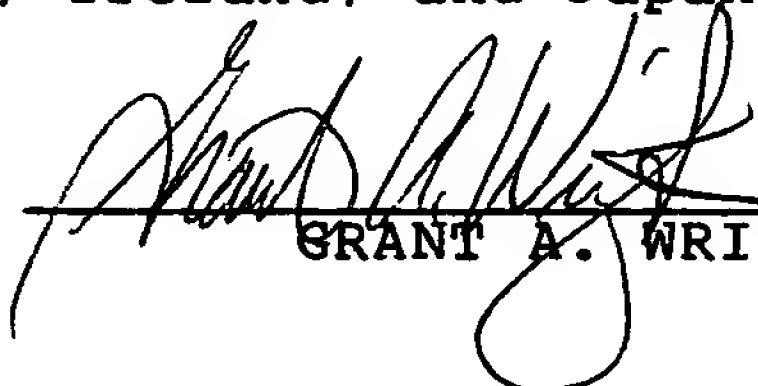
4. Since its commercial introduction in April, 1988, over 100,000 pads have been manufactured and sold.

5. The pad has received widespread publicity. In less than two years, new stories on the pad have aired on over seventeen television stations and on two syndicated medical reports (Dr. Bob Lanier and Dr. Dean Edell) which were, in turn, carried by over 100 stations each. Articles on the pad have appeared in over thirty periodicals. A copy of one such article, which appeared in the October 31, 1988 issue of Newsweek magazine, is attached. A complete listing of media coverage of the pad is also attached.

6. The Applicants, Don A. Perry and H. Earl Wright, were recognized by Intellectual Property Owners, Inc., a nonprofit association representing patent, trademark, and copyright owners, as Finalists in the 1989 Inventor of the Year Award for their invention of the pad.

7. The pad has been recognized by competitors in the U.S.A. Two would-be manufacturers of similar products have been identified, communicated with, and apparently convinced that the manufacture and sale of their proposed products would constitute infringement of patent rights owned or expected to be owned by I.P.I.

8. The pad has also been recognized abroad. A company has purchased the exclusive distribution rights to the pad in Japan. Sales of the pad have occurred worldwide. Patents on the pad have been issued in Canada (No. 1,238,253, issued June 21, 1988) and allowed in the European Patent Office (No. 86-302881.7, Communication under Rule 51(4) EPC issued March 26, 1990). Patent applications are pending in Australia, Denmark, Ireland, and Japan.

  
GRANT A. WRIGHT

Subscribed and sworn to before me this 23<sup>RD</sup> day of April, 1990.

  
Notary Public

